

and Acceptance [LOA] to the Netherlands for defense articles and services (Transmittal No. 92-32), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

4094. A letter from the Assistant Secretary of State for Legislative Affairs, transmitting copies of the original report of political contributions of Harry J. Gilmore, of Virginia, to be Ambassador to the Republic of Armenia, and members of his family, pursuant to 22 U.S.C. 3944(b)(2); to the Committee on Foreign Affairs.

4095. A letter from the Acting Director, U.S. Arms Control and Disarmament Agency, transmitting the annual "Report to Congress on Arms Control and Disarmament Studies," pursuant to Public Law 100-213, section 4 (101 Stat. 1445); to the Committee on Foreign Affairs.

4096. A letter from the Secretary, Department of Defense, transmitting the 1991 report on allied contributions to the common defense, pursuant to 22 U.S.C. 1928 note; jointly, to the Committees on Armed Services and Foreign Affairs.

### ¶101.3 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed without amendment joint resolutions of the House of the following titles:

H.J. Res. 411. Joint resolution to designate the week of September 13, 1992, through September 19, 1992, as "National Rehabilitation Week"; and

H.J. Res. 507. Joint resolution to approve the extension of nondiscriminatory treatment with respect to the products of the Republic of Albania.

The message also announced that the Senate had passed a bill, a joint resolution and a concurrent resolution of the following titles, in which the concurrence of the House is requested:

S. 3163. An Act to amend the Federal Food, Drug, and Cosmetic Act to coordinate Federal and State regulation of wholesale drug distribution, and for other purposes;

S.J. Res. 242. Joint resolution to designate the week of September 13, 1992, through September 19, 1992, as "National Rehabilitation Week"; and

S. Con. Res. 135. Concurrent resolution providing for a conditional recess or adjournment of the Senate from Wednesday, August 12, 1992, until Tuesday, September 8, 1992, and a conditional adjournment of the House on the legislative day of Wednesday, August 12, 1992, until Wednesday, September 9, 1992.

### ¶101.4 PROVIDING FOR THE CONSIDERATION OF H.R. 4323

Mr. WHEAT, by direction of the Committee on Rules, called up the following resolution (H. Res. 551):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1 (b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the State of the Union for consideration of the bill (H.R. 4323) to improve education for all students by restructuring the education system in the States. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with clause 8 of rule XXI are waived. General debate shall be confined to the bill and the amendments made in order by this resolution and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Education and Labor. After general debate the bill shall be considered for amend-

ment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Education and Labor now printed in the bill, modified by the amendments printed in section 2 of this resolution. The committee amendment in the nature of a substitute, as modified, shall be considered as read. Points of order against the committee amendment in the nature of a substitute, as modified, for failure to comply with clause 7 of rule XVI are waived. No amendment to the committee amendment in the nature of a substitute, as modified, shall be in order except the amendments printed in the report of the Committee on Rules accompanying this resolution and amendments en bloc described in this resolution. Amendments printed in the report may be offered only in the order printed and only by the named proponent or a designee, shall be considered as read when offered, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. Any time specified in the report for debate on an amendment shall be equally divided and controlled by the proponent and an opponent. All points of order against amendments printed in the report are waived. It shall be in order at any time for the chairman of the Committee on Education and Labor or his designee to offer amendments en bloc consisting of amendments printed in the report of the Committee on Rules or germane modifications thereof. Such amendments en bloc shall be considered as read, except that modifications shall be reported; shall be debatable for forty minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Education and Labor or their respective designees; shall not be subject to amendment; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments en bloc are waived. The original proponent of an amendment included in amendments en bloc may insert a statement in the Congressional Record immediately before the disposition of the amendments en bloc. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute, as modified. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions. After passage of H.R. 4323, it shall be in order to take from the Speaker's table the bill S. 2 and to consider the Senate bill in the House. All points of order against the Senate bill and its consideration are waived. It shall then be in order to move to strike all after the enacting clause of the Senate bill and to insert in lieu thereof the provisions of H.R. 4323 as passed by the House. All points of order against that motion are waived. If the motion is adopted and the Senate bill, as amended, is passed, then it shall be in order to move to insist on the House amendment to S. 2 and to request a conference with the Senate thereon.

SEC. 2. The amendment in the nature of a substitute recommended by the Committee on Education and Labor now printed in the bill is modified as follows:

Page 13, strike line 14 and all that follows through page 14, line 2;

Page 14, line 3, strike "(d)" and insert in lieu thereof "(c)";

Page 14, line 7, strike "(e)" and insert in lieu thereof "(d)";

Page 89, strike line 15 and all that follows through page 90, line 7;

Page 90, line 8, strike "Sec. 8216" and insert in lieu thereof "Sec. 8215"; and

Page 103, strike line 1 and all that follows through page 105, line 16.

When said resolution was considered.

After debate,

On motion of Mr. WHEAT, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SWIFT, announced that the yeas had it.

Mr. DREIER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas ..... 232  
Nays ..... 153

### ¶101.5 [Roll No. 382] YEAS—232

Abercrombie	Erdreich	Lowey (NY)
Anderson	Espy	Luken
Andrews (ME)	Evans	Manton
Andrews (NJ)	Fascell	Martinez
Andrews (TX)	Fazio	Matsui
Annunzio	Feighan	Mavroules
Anthony	Foglietta	Mazzoli
Applegate	Ford (MI)	McCloskey
Aspin	Frank (MA)	McDermott
AuCoin	Frost	McHugh
Beilenson	Gejdenson	McMillen (MD)
Bennett	Gephardt	McNulty
Berman	Geren	Mfume
Bevill	Gibbons	Miller (CA)
Bilbray	Gilman	Mineta
Blackwell	Glickman	Mink
Bonior	Gonzalez	Moakley
Borski	Gordon	Mollohan
Boucher	Guarini	Montgomery
Boxer	Hall (OH)	Moody
Brewster	Hall (TX)	Moran
Brooks	Hamilton	Mrazek
Browder	Harris	Murphy
Brown	Hayes (IL)	Murtha
Bruce	Hayes (LA)	Natcher
Bryant	Hefner	Neal (MA)
Bustamante	Hertel	Nowak
Byron	Hoagland	Oakar
Cardin	Hochbrueckner	Oberstar
Carper	Horn	Obey
Carr	Hoyer	Olin
Clement	Hubbard	Olver
Coleman (TX)	Huckaby	Ortiz
Collins (IL)	Hughes	Owens (NY)
Collins (MI)	Hutto	Pallone
Condit	Jacobs	Panetta
Cooper	Jefferson	Parker
Costello	Jenkins	Pastor
Cox (IL)	Johnson (SD)	Patterson
Coyne	Johnston	Payne (NJ)
Cramer	Jones (GA)	Payne (VA)
Darden	Jontz	Pease
de la Garza	Kanjorski	Pelosi
DeLauro	Kennedy	Peterson (FL)
Dellums	Kennelly	Peterson (MN)
Derrick	Kildee	Pickett
Dicks	Klecza	Pickle
Dingell	Kopetski	Poshard
Dixon	Kostmayer	Price
Donnelly	LaFalce	Rahall
Dooley	Lancaster	Rangel
Dorgan (ND)	Lantos	Ray
Downey	LaRocco	Reed
Durbin	Laughlin	Richardson
Dwyer	Lehman (CA)	Roe
Early	Lehman (FL)	Roemer
Eckart	Levin (MI)	Rose
Edwards (CA)	Lewis (GA)	Rostenkowski
Edwards (TX)	Lipinski	Rowland
Engel	Lloyd	Roybal
English	Long	Russo

Sabo	Spratt	Valentine
Sanders	Stallings	Vento
Sangmeister	Stenholm	Visclosky
Sarpalius	Stokes	Volkmer
Savage	Studds	Washington
Sawyer	Swett	Waters
Scheuer	Swift	Waxman
Schroeder	Synar	Wheat
Schumer	Tanner	Whitten
Serrano	Tauzin	Williams
Sikorski	Taylor (MS)	Wise
Sisisky	Thomas (GA)	Wolpe
Skaggs	Thornton	Wyden
Skelton	Torres	Yates
Slattery	Torricelli	Yatron
Slaughter	Trafficant	
Smith (IA)	Unsoeld	

## NAYS—153

Allard	Gunderson	Oxley
Allen	Hammerschmidt	Packard
Archer	Hancock	Paxon
Armey	Hansen	Penny
Baker	Hastert	Petri
Ballenger	Hefley	Porter
Barrett	Henry	Pursell
Bateman	Herger	Quillen
Bentley	Hobson	Ramstad
Bereuter	Holloway	Ravenel
Billakis	Hopkins	Regula
Bliley	Horton	Rhodes
Boehlert	Houghton	Ridge
Boehner	Hunter	Rinaldo
Broomfield	Inhofe	Ritter
Bunning	James	Roberts
Burton	Johnson (CT)	Rogers
Callahan	Johnson (TX)	Rohrabacher
Camp	Kasich	Ros-Lehtinen
Campbell (CA)	Klug	Roth
Chandler	Kolbe	Roukema
Clinger	Kyl	Santorium
Coble	Lagomarsino	Saxton
Coleman (MO)	Leach	Schaefer
Combest	Lent	Schiff
Coughlin	Lewis (CA)	Sensenbrenner
Cox (CA)	Lewis (FL)	Shaw
Crane	Lightfoot	Shays
Dannemeyer	Livingston	Shuster
Davis	Machtley	Skeen
DeLay	Marlenee	Smith (NJ)
Doolittle	Martin	Smith (OR)
Dornan (CA)	McCandless	Smith (TX)
Dreier	McCrery	Snowe
Duncan	McCurdy	Spence
Emerson	McEwen	Stearns
Ewing	McGrath	Stump
Fawell	McMillan (NC)	Sundquist
Fields	Meyers	Taylor (NC)
Fish	Michel	Thomas (CA)
Franks (CT)	Miller (OH)	Thomas (WY)
Gallegly	Miller (WA)	Upton
Gallo	Molinari	Vander Jagt
Gekas	Moorhead	Vucanovich
Gilchrist	Morella	Walsh
Gillmor	Morrison	Weldon
Goodling	Myers	Wolf
Goss	Nichols	Wyllie
Gradison	Nussle	Young (FL)
Grandy	Orton	Zeliff
Green	Owens (UT)	Zimmer

## NOT VOTING—49

Ackerman	Gaydos	Schulze
Alexander	Gingrich	Sharp
Atkins	Hatcher	Smith (FL)
Bacchus	Hyde	Solarz
Barnard	Ireland	Solomon
Barton	Jones (NC)	Staggers
Campbell (CO)	Kaptur	Stark
Chapman	Kolter	Tallon
Clay	Levine (CA)	Towns
Conyers	Lowery (CA)	Traxler
Cunningham	Markey	Walker
DeFazio	McCollum	Weber
Dickinson	McDade	Weiss
Dymally	Nagle	Wilson
Edwards (OK)	Neal (NC)	Young (AK)
Flake	Perkins	
Ford (TN)	Riggs	

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

# 101.6 ORDER OF BUSINESS— CONSIDERATION OF AMENDMENTS— H.R. 4323

On motion of Mr. GOODLING, by unanimous consent,

*Ordered*, That during the consideration of the bill (H.R. 4323) to improve education for all students by restructuring the education system in the States, pursuant to House Resolution 551, the amendments numbered 7 and 8 in House Report No. 102-838 may each be debatable for forty minutes, equally divided and controlled by a proponent and an opponent.

## 101.7 NEIGHBORHOOD SCHOOLS IMPROVEMENT

The SPEAKER pro tempore, Mr. SWIFT, pursuant to House Resolution 551 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 4323) to improve education for all students by restructuring the education system in the States.

The SPEAKER pro tempore, Mr. SWIFT, by unanimous consent, designated Mr. PRICE as Chairman of the Committee of the Whole; and after some time spent therein,

## 101.8 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment in the nature of a substitute submitted by Mr. ARMEY:

Strike all after the enacting clause and insert the following:

### SECTION 1. NEIGHBORHOOD SCHOOLS IMPROVEMENT.

The Elementary and Secondary Education Act of 1965 (20 U.S.C. 2701 et seq.) is amended—

- (1) by redesignating title X as title IX;
- (2) by redesignating sections 8001 through 8005 as 9001 through 9005; and
- (3) by inserting after title VII the following:

### "TITLE VIII—NEIGHBORHOOD SCHOOLS IMPROVEMENT

#### "SEC. 8001. SHORT TITLE.

"This title may be cited as the 'Neighborhood Schools Improvement Act'.

#### "SEC. 8002. CONGRESSIONAL FINDINGS.

"The Congress finds that—

"(1) all students can learn and must realize their potential if the United States is to prosper;

"(2) the reforms in education of the last 15 years have achieved good results, but these efforts often have been limited to a few schools or to a single part of the educational system;

"(3) additional pilot projects will have the same limited effect as previous reforms and isolated changes in policy will most likely have minimal impact;

"(4) strategies must be developed by States and communities to support the revitalization of all local schools by fundamentally changing the entire system of education through comprehensive, coherent, and coordinated improvement;

"(5) parents, teachers and other local educators, and community leaders must be involved in developing system-wide reform strategies that reflect the needs of their individual communities;

"(6) States and local educational agencies, working together, must immediately set

about developing and implementing such system-wide reform strategies if the Nation is to educate all children to meet their full potential and achieve national goals;

"(7) increasing funding for existing Federal education programs at levels that will enable them to fulfill their mission is a critical part of assisting States and local educational agencies in their school improvement efforts; and

"(8) additional Federal funds should be targeted to support State and local initiatives and to leverage State and local resources for designing and implementing system-wide reform plans.

#### "SEC. 8003. PURPOSE.

"It is the purpose of this title to raise the quality of education for all students by supporting a 10-year broad based public effort to promote coherent and coordinated changes in the system of education throughout the Nation at the State and local level without jeopardizing funding for existing Federal education programs.

#### "SEC. 8004. PROGRAM AUTHORIZED.

"The Secretary is authorized, in accordance with the provisions of this title, to make grants to State educational agencies to enable States and local educational agencies to reform and improve the quality of education throughout the Nation. Such grants shall be used to—

"(1) develop innovative educational reform plans, which include State achievement goals, a means for developing or adopting high quality, challenging curricular frameworks and coordinated curricular materials, professional development strategies, and assessment instruments; and

"(2) implement reforms and plans to improve the education system at the State and local levels.

#### "SEC. 8005. APPLICATION.

"(a) IN GENERAL.—If a State desires to receive assistance under this title, the State educational agency shall submit an application to the Secretary at such time, in such manner, and accompanied by such additional information as the Secretary may reasonably require. Such application shall cover a 5-year period.

"(b) CONSIDERATION OF APPLICATIONS.—Each such application shall—

"(1) contain satisfactory evidence that the State educational agency has or will have authority, by legislation if necessary, to implement the plan required under section 8006;

"(2) provide an assurance that the State has a strategy for ensuring broad participation in the planning process, including parents, students, teachers, principals, superintendents, local school board members, representatives of the employment and training network, the deans of colleges of education, representatives of community-based organizations, testing and curriculum experts, the director of the State office responsible for teacher certification, and the director of the State human services agency, to establish the goals and to refine them in the future, as well as participate in the development of all other components of the plan;

"(3) provide an assurance that the State will notify the public (including individuals with limited English proficiency), through print and electronic media and the local educational agency through actual notice—

"(A) that the State has made application for funds under this title;

"(B) of the purposes for which the funds will be used; and

"(C) that the State is developing a plan under section 8006;

"(4) provide an assurance that all students will have equal access to the curricular frameworks, high quality curricular materials, and well-qualified teachers;